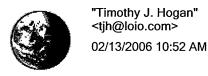
## EXHIBIT E



"Brenda Sakamoto" <bls@ksglaw.com>, "Damian Capozzola \(E-mail\)" <dcapozzola@kirkland.com>, "Eric Liebeler \(E-mail\)" <eliebeler@kirkland.com>, "Lex Smith" <lrs@ksglaw.com>, "Lex Smith \(E-mail\)" <lex@gte.net>, To "Lyle Hosoda \(E-mail\)" <|shosoda@hotmail.com>, "Lyle Hosoda \(E-mail\)" < Ish@hosodalaw.com>, "Michael Baumann" <mbaumann@kirkland.com>, "Raina Mead" <rpbm@hosodalaw.com>

CC bcc

Subject Sanctions

Dear Mr. Baumann:

Please see excerpt from Court order dated 1/24/06.

"Any defense expert may amend or supplement his report in light of any amended report by Mr. Ueno."

Please advise me why your claim to be able to supplement Kindrich's report is not in direct violation of this court order.

I will expect an answer from you and not your second or third chair by close of business today. If you proceed I will seek sanctions including revocation of your pro had vice for you blatant violation of court orders.

Tim Hogan

Timothy J. Hogan Lynch Ichida Thompson Kim & Hirota 1132 Bishop Street, Suite 1405 Honolulu, Hawaii 96813 Tel. (808) 528-0100 Fax. (808) 528-4997 Email tjh@loio.com

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